

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO

JEFFERY W. POTTER,

Appellant,

v.

CIV 08-1004 MV/KBM

LINDA BUTLER, et al.,

Appellees.

ORDER OF DISMISSAL

THIS MATTER is before the Court *sua sponte* to consider Appellant's failure to respond to the Court's order to show cause why this case should not be dismissed for lack of prosecution. *See Doc. 5.* Because Appellant has not responded, I find a manifest lack of interest in litigating his claims.

As previously noted, the Court has the inherent power to impose a variety of sanctions on litigants in order to, among other things, regulate its docket and promote judicial efficiency. *Martinez v. Internal Revenue Service*, 744 F.2d 71, 73 (10th Cir. 1984). One such sanction within the discretion of the Court is to dismiss an action for want of prosecution. *E.g., Nat'l Hockey League v. Metro. Hockey Club, Inc.*, 427 U.S. 639, 642-43(1976); *Link v. Wabash R.R. Co.*, 370 U.S. 626, 629-30

(1962); *see also Costello v. United States*, 365 U.S. 265, 286-87 (1961) (district court may dismiss *sua sponte* for failure to comply with order of court); *United States ex rel. Jimenez v. Health Net, Inc.*, 400 F.3d 853, 855 (“dismissal is an appropriate disposition against a party who disregards court orders and fails to proceed as required by court rules.”).

Wherefore,

IT IS HEREBY ORDERED that this Bankruptcy appeal is hereby DISMISSED.



MARTHA VÁZQUEZ
CHIEF UNITED STATES DISTRICT JUDGE

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